

Date: April 20, 2010

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**RESOLUTION APPROVING AN AMENDMENT TO REGULATION OF FAT, OIL AND GREASE DISCHARGE BY FOOD SERVICE ESTABLISHMENTS AND DIRECTING ADOPTION BY THE PARTICIPATING COMMUNITIES**

WHEREAS, the Participating Communities entered into an Amended and Restated Agreement for the Des Moines Metropolitan Wastewater Reclamation Authority effective as of July 1, 2004 ("the WRA Agreement"); and

WHEREAS, Section 3, Article XVI of the WRA Agreement provides that all Participating Communities shall enact industrial pretreatment ordinances which are approved by the Board pursuant to the following:

Section 3. Adoption of Ordinances. The Participating Communities hereby agree to enact industrial pretreatment ordinances in a form consistent in all respects with those approved by the Board. In the case of a sanitary district which is a Participating Community, the district shall either enact such an industrial pretreatment ordinance or cause the underlying city within which the district lies, to enact an industrial pretreatment ordinance. Thereafter, all Participating Communities shall maintain those ordinances in continuous effect and update and amend the ordinances as may be requested in writing by the Board.; and

WHEREAS, on December 20, 2005, by Resolution 05 - 108, the Board approved Divisions 1-5 of a Regulation of Industrial Wastewater, Commercial Wastewater and Hauled Waste Ordinance; and

WHEREAS, on April 18, 2006, by Resolution 06-36, the Board approved amendments to Divisions 1-5 and Division 6 of a Regulation of Industrial Wastewater, Commercial Wastewater and Hauled Waste Ordinance and directed the Participating Communities to adopt such amendments; and

WHEREAS, the Technical Committee at its April 13, 2010 meeting approved the attached amendment to Division 5 of the Regulation of Industrial Wastewater, Commercial Wastewater and Hauled Waste Ordinance relating to the Regulation of Fat, Oil and Grease Discharge by Food Service Establishments; and

WHEREAS, a copy of the above described amendment to the Regulation of Industrial Wastewater, Commercial Wastewater and Hauled Waste Ordinance, is on file in the Office of the WRA Secretary; and

WHEREAS, the Board has been advised and does believe that it would be in the best interests of the Des Moines Metropolitan Wastewater Reclamation Authority and its Participating Communities to approve such amendment to Division 5 of the Regulation of Industrial Wastewater, Commercial Wastewater and Hauled Waste Ordinance.

**NOW THEREFORE BE IT RESOLVED BY THE BOARD OF THE DES MOINES METROPOLITAN WASTEWATER RECLAMATION AUTHORITY:**

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1. That the amendment to sections Division 5 of the Regulation of Industrial Wastewater, Commercial Wastewater and Hauled Waste Ordinance on file in the Office of the WRA Secretary is hereby approved as to form and content.
2. That the Participating Communities are hereby directed to adopt such amendment by no later than July 1, 2010.

Moved by Ash to adopt.

AGENCY ACTION	YEAS	NAYS	PASS	ABSENT
Miller	✓			
Hadden	✓			
Ash	✓			
Steenhoek	✓			
Arentsen	✓			
Klein	✓			
Becker	✓			
Hulse	✓			
Stanley	✓			
Winn	✓			
<del>Rotschafer Sanders</del>	✓			
Sandor				✓
Giovannetti	✓			
Sassatelli	✓			
Garvey	✓			
Kooistra	✓			
Schneider	✓			
Smith	✓			
TOTAL	17	0	0	1

MOTION CARRIED

APPROVED

Mark Miller, Chair

**CERTIFICATE**

I, E.J. Giovannetti, Secretary of the Board of the Des Moines Metropolitan Wastewater Reclamation Authority (WRA), hereby certify that at a meeting of the WRA Board, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand the day and year first above written.

E.J. Giovannetti, Secretary